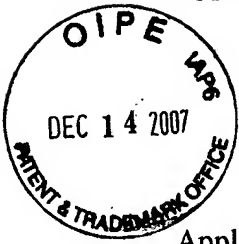


12-17-07

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Application No: 10/706/226

Atty. Docket No.: Pro Se



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John W. Rohrer

Application No.: 10/706,2226

Filing Date: November 12, 2003

Title: FOCUSED BEAM EMITTING GOLF BALL LIKE DEVICE FOR PUTTER AIM TESTING AND TRAINING

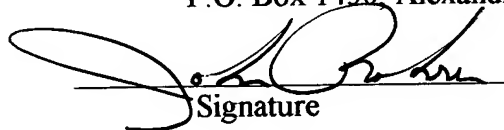
Examiner: Nini F. Legesse

Art Unit: 3711

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450


Signature

12-14-07
Date

RESPONSE TO OFFICE ACTION

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

In Response to your non-final Office Action dated 11/15/2007 Applicant elects Species 1 for prosecution on the merits. Claims 1 thru 5, 7, 8, and 10 thru 18 are readable on the elected species (claim 16 having been Cancelled) per Applicant's last Amendment's to the Claims submitted on 10/27/2005. Applicant believes that Claim 1

would be generic to both Species if the words added to 1.c. "while not being attached to" in the 10/27 2005 Amended Claims (which were not previously in Claim 1) were removed. Applicant asks for Examiner's concurrence on this and reconsideration of Claim 1 (as previously presented) as generic to all species. These added Claim 1 words were added because examiner in examiner's previous Office Action of 7/13/2005 (page 5 Response to Arguments) failed to understand that in Figures 1-3 the base element (5) was in contact with BUT NOT ATTACHED TO the face of the putter. It appears Examiner has not seen or responded to Applicant's 10/27/2005 Response and the attached "ILLUSTRATION of CONTACT or FLEXABLE ATTACHMENT". The ability to move the putter shaft forward or backward (in ALL embodiments) is a MAJOR DISTINGUISHING FEATURE of the invention. See also the Specification (page 8 sub-paragraph 2. in original and column 2 sub-paragraph 2. of published application.

The Applicant is frustrated that Examiner is, AT THIS LATE STAGE OF PROSECUTION, requiring an election of SPECIES prior to considering (or responding to) Applicant's 10/27/2005 Response and Amended Claim 1 which were made to assist Examiner in understanding that the base is NEVER rigidly attached to the putter face.

Applicant is also asking Examiner and Examiner's supervisor, Gene Kim, to explain why the Examiner has taken over TWO Years to provide any Office Correspondence on this Application which was Filed on 11/12/2003 and published on 7/15/2004. Please prepare your response in a form for submission to USPTO or Department of Commerce or Congressional oversight.

Respectfully Submitted,


John W. Rohrer

Rohrer Technologies, Inc.
5 Long Cove Rd.
York, ME 03909
207-363-5502